



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

FEB 09 2016

J. Kenneth Randolph, President
Rockydale Quarries Corporation
4754 Old Rocky Mount Road
Roanoke, VA 24014

Re: Information Requirement Pursuant to Section 308 of the Clean Water Act

Dear Mr. Randolph:

The United States Environmental Protection Agency ("EPA") is authorized under Section 308(a) of the Clean Water Act (the "Act"), 33 U.S.C. § 1318(a), to require owners and operators of point sources to establish records and make such reports necessary to carry out the purposes of the Act, including but not limited to:

1. developing or assisting in the development of any effluent limitation, or other limitation, prohibition, effluent standard, pretreatment standard, or standard of performance under this Act;
2. determining whether any person is in violation of any such effluent limitation, or other limitation, prohibition or effluent standard, pretreatment standard, or standard of performance;
3. fulfilling any requirement under this Section [308]; and
4. carrying out Sections [305, 311, 402, 404 and 504] of this Act.

Accordingly, pursuant to Section 308 of the Act, 33 U.S.C. § 1318, you are directed to provide EPA the information outlined in the enclosure. You should be aware that failure to provide the required information or providing misleading or false information may subject you to civil and/or criminal sanctions. The information you provide may be used by EPA in administrative, civil, or criminal proceedings.

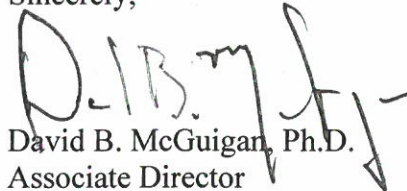
You may, if you desire, assert a business confidentiality claim covering all or part of the information required herein in the manner described in 40 C.F.R. § 2.203(b). Information covered by such a claim will be disclosed by EPA only to the extent and by means of the procedures set forth in Subpart B, 40 C.F.R. Part 2. If no claim of confidentiality accompanies the information required herein when it is received by EPA, it may be made available to the public by EPA without further notice to you. This inquiry is not subject to review by the Office of Management and Budget under the Paperwork Reduction Act of 1980, 44 U.S.C. Chapter 35. (See 5 C.F.R. § 1320.3(c)).

Please forward the required information contained in the enclosure along with the statement of certification within forty-five (45) calendar days of receipt of this Information Requirement to:

Mr. Chuck Schadel
U.S. Environmental Protection Agency
Mailcode: 3WP42
1650 Arch Street
Philadelphia, Pennsylvania 19103

We appreciate your cooperation and prompt attention to this matter. If you would like an opportunity to confer, or if you have any questions relating to this Information Requirement, please contact Mr. Schadel at 215-814-5761.

Sincerely,

A handwritten signature in black ink, appearing to read "D.B. McGuigan", with a stylized flourish at the end.

David B. McGuigan, Ph.D.
Associate Director
Office of NPDES Permits & Enforcement

Enclosures

(1) Information Requirement



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

In The Matter of:

Rockydale Quarries Corporation
4754 Old Rocky Mount Road
Roanoke, VA 24014

Proceeding Under Section 308 of the
Clean Water Act, 33 U.S.C. § 1318

INFORMATION REQUIREMENT

I. STATUTORY AUTHORITY

1. This Request for Information is issued under the authority vested in the United States Environmental Protection Agency (EPA) by Section 308 of the Clean Water Act (CWA or Act), 33 U.S.C. § 1318. The Administrator of the EPA has delegated this authority to the Regional Administrator of EPA Region III who in turn has delegated it to the Director of the Water Protection Division of EPA Region III who in turn has delegated it to the Associate Director of the Office of NPDES Permits and Enforcement. EPA hereby requires that the Rockydale Quarries Corporation and/or its subsidiaries (Rockydale) provide information described below related to compliance with the CWA.

II. STATUTORY AND REGULATORY BACKGROUND

2. EPA is authorized under Section 308 of the Federal Water Pollution Control Act ("Clean Water Act" or "the Act"), 33 U.S.C. § 1318, to require owners and operators of point sources to establish records and make such reports as may be necessary to carry out the purpose of the Act, including but not limited to:
 - (a) Developing or assisting in the development of any effluent limitation, or other limitation, prohibition, effluent standard, pretreatment standard, or standard of performance under the Clean Water Act;
 - (b) Determining whether any person is in violation of any such effluent limitation, or other limitation, prohibition or effluent standard, pretreatment standard, or standard of performance;
 - (c) Any requirement under Section 308 of the Clean Water Act; and
 - (d) Carrying out Sections 305, 311, 402, 404, and 504 of the Clean Water Act.

REQUIREMENT FOR INFORMATION
(Section 308 - CWA)

3. Any failure to respond as directed is punishable under the civil and criminal provisions of Section 309 of the Act, which provide for the assessment of penalties, injunctive relief and imprisonment.

You may, if you desire, assert a business confidentiality claim covering all or part of the information requested herein in the manner described in 40 C.F.R. Section 2.203(b). Information covered by such a claim will be disclosed by EPA only to the extent and by means of the procedures set forth in Subpart B, 40 C.F.R. Part 2. If no claim of confidentiality accompanies the information requested herein when it is received by EPA, it may be made available to the public by EPA without further notice. This inquiry is not subject to review by the Office of Management and Budget under the Paperwork Reduction Act, 44 U.S.C. Chapter 35. (See 5 C.F.R. § 1320.3(c)).

III. INSTRUCTIONS

4. Provide a separate narrative response in addition to the required documentation, for each question and for each subpart of each question set forth below. Precede each answer with the corresponding number of the question to which it responds. When information is not available or has not been recorded, identify the missing information, as well as the time periods and facility for which the information is missing.
5. Identify each person responding to any question contained in this Information Request on behalf of Rockydale, as well as each person consulted in the preparation of the response.
6. For each question, identify each document consulted, examined, or referred to in the preparation of the response or that contains information responsive to the question, and provide a true and correct copy of each such document if not provided in response to another specific question.
7. Indicate on each document produced in response to this Information Request, or in some other reasonable manner, the number of the question to which it corresponds.
8. Provide requested tabulation information in tabular form in an electronic spreadsheet file of Lotus 1-2-3, Excel, or ASCII delimited format.

REQUIREMENT FOR INFORMATION
(Section 308 - CWA)

9. If requested information or documents are not known or are not available at the time of your response to this Information Request, but later become known or available, Rockydale must supplement its response to EPA. Moreover, should Rockydale find at any time after submission of its response that any portion is or becomes false, incomplete, or misrepresents the facts; Rockydale must provide EPA with a corrected response as soon as possible.
10. Section 308 of the Act, 33 U.S.C. § 1318, requires Rockydale to provide accurate and complete information in response to the questions contained in this request. All submissions provided pursuant to this Section 308 request shall be signed and dated by a responsible official of Rehoboth and must include the following certification:

"I certify that the information contained in or accompanying this submission is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. I certify as having responsibility for the persons who, acting under my direct instruction, made the verification that this information is true, accurate, and complete."

Signed _____
Title _____

11. Submit your response to:

Mr. Charles "Chuck" Schadel (3WP42)
NPDES Enforcement Branch
Water Protection Division
U. S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

12. If you have questions regarding this Information Request, you may contact Mr. Chuck Schadel of the NPDES Enforcement Branch at (215) 814-5761.

REQUIREMENT FOR INFORMATION
(Section 308 - CWA)

IV. DEFINITIONS

The terms "document" and "documents" shall mean any format that records, stores, or presents information, and includes writings, memoranda, records, or information of any kind, formal or informal, whether wholly or partially handwritten or typed, whether in computer format, memory, or storage device, or in hard copy, including any form or format of these types. If in computer format or memory, each such document shall be provided in a translated form useable and readable by EPA, with all necessary documentation and support. All documents in hard copy should also include: (a) a copy of each document which is not an exact duplicate of a document which is provided; (b) each copy which has any writing, notation, or the like on it; c) drafts; (d) attachments to or enclosures with any document; and (e) every other document referred to or incorporated into each document.

13. The term "identify" with respect to a natural person means to provide that person's name, address, telephone number, title, and relationship to Rockydale. The term "identify" with respect to a business entity means to provide that entity's name, address, and relationship to Rockydale, and to provide the name, address, telephone number, and title of an individual who can provide information related to, and on behalf of, the entity.
14. The term "Day" shall mean a calendar day. In computing any period of time under this Request pursuant to Section 308, where the last day would fall on a Saturday, Sunday, federal or state holiday, the period shall run until the close of the next business day.

V. INFORMATION REQUIREMENT

15. AND NOW, this 9th day of February, 2016, Rockydale is hereby directed, pursuant to Section 308 of the Act, 33 U.S.C. § 1318, to provide the following information, no later than 30 days from the effective date of this Request for Information:
16. In narrative form, provide a description of the business operations of Rockydale. In your response include:
 - a. Date and state of Incorporation, including the headquarters location and a list of local offices and all subsidiaries offices;
 - b. Years of operation;
 - c. An organizational chart that includes the list of officers with titles and number of employees;
 - d. The Standard industrial classification code(s) under which you operate;
 - e. Annual sales and revenue from January 2011 for the present.

REQUIREMENT FOR INFORMATION
(Section 308 - CWA)

17. Provide a list of all facilities and/or operations that fall under Standard Industrial Classification (SIC) Major Group 10, 12 and/or 14 that are operated by Rockydale, and/or its' subsidiaries.

Standard Industrial Classification, Major Group 10 – This group includes establishments engaged in mining, developing mines, or exploring for metallic minerals (ores); These ores are valued chiefly for the metals contained, to be recovered for use as such or as constituents of alloys, chemicals, pigments or other products. This major group also includes all ore dressing and beneficiating operations, whether performed at mills operated in conjunction with the mines served or at mills, such as custom mills, operated separately. These include mills which crush, grind, wash, dry, sinter, calcine, or leach ore, or perform gravity separation or flotation operations;

Standard Industrial Classification, Major Group 12 – This major group includes establishments primarily engaged in producing bituminous coal, anthracite and lignite. Included are mining operations and preparation plants (also known as cleaning plants and washeries), whether or not such plants are operated in conjunction with mine sites;

Standard Industrial Classification, Major Group 14 – This group includes establishments engaged in mining or quarrying, developing mines, or exploring for nonmetallic minerals, except fuels. Also included are certain well and brine operations, and primary preparation plants, such as those engaged in crushing, grinding, washing, or other concentration.

From the list of facilities and/or operations owned by Rockydale and/or its' subsidiaries, identify which have NPDES permit coverage. In your response include:

- a. names of the NPDES permits for each facility with the permit numbers; and
 - b. the Registration statement (submitted prior to the date of this correspondence) for each facility operated by Rockydale that has obtained NPDES permit coverage.
18. Provide all analytical monitoring data (including DMRs) collected from the 3 years prior to the date of this correspondence and in accordance with an NPDES permit, for the facilities and/or operations identified in Item #17.

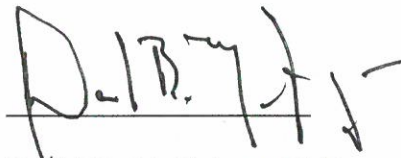
REQUIREMENT FOR INFORMATION
(Section 308 - CWA)

19. Provide all storm water pollution prevention plans (SWPPPs) and all referenced plans and documents used to meet the requirements of the SWPPP, developed during the 3 years prior to the date of this correspondence and in accordance with an NPDES permit, for the facilities and/or operations identified in Item #17.
20. Provide all documentation of visual examinations of storm water discharges conducted during the 3 years prior to the date of this correspondence and in accordance with an NPDES permit, for the facilities and/or operations identified in Item #17.
21. Provide documentation of training for all employees, in accordance with an NPDES permit, for the facilities and/or operations identified in Item #17.
22. Provide all Comprehensive Site Compliance Evaluations conducted during the 3 years prior to the date of this correspondence and in accordance with an NPDES permit, for the facilities and/or operations identified in Item #17.

VI. EFFECTIVE DATE

23. The effective date of this Request for Information shall be the date it is received by the Authority.

Date: 2/9/16



David B. McGuigan, Ph.D.
Associate Director
Office of NPDES Permits & Enforcement
Water Protection Division